DECLARATORY

~~DECLARATORY~~ ~~Improvement~~ Res. No. 1242-1969

For the Vacation of McKinley Avenue from the south property line of Vacated Beadell Street to the north property line of Taylor Street.

Resolution Adopted: May 19, 1969

Confirmed: May 19, 1969

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed: JUN 26 1969

Assessment Roll Confirmed:

B.O.69-69 Rolling Mill Redevelopment Project

DECLARATORY RESOLUTION NO. 124 2-1969

For the Vacation of McKinley Avenue from the south property line of Vacated Beadell Street to the north property line of Taylor Street.

PLANS ORDERED:

ADOPTED: May 19, 1969

ADVERTISE NOTICE TO PROPERTY OWNERS: WAIVED

HEARING ON CONFIRMATION:

CONFIRMED: May 19, 1969

ASSESSMENT ROLL ORDERED: May 19, 1969

ASSESSMENT ROLL APPROVED: June 3, 1969

HEARING ON CONFIRMATION
OF ASSESSMENT ROLL: Thurs., June 26, 1969, 3:30 p. m.

NOTICE SERVED: June 13, 1969

ASSESSMENT ROLL CONFIRMED: June 26, 1969

DECLARATORY RESOLUTION No. 1242 19 69

For the Vacation ~~Opening Condemnation of right of way for utility purposes~~ of McKinley Avenue from the south property line of Vacated Beadell Street to the north property line of Taylor Street.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate McKinley Avenue from the south property line of Vacated Beadell Street to the north property line of Taylor Street.

All as shown by a plan of such proposed Vacation ~~Opening Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation ~~Opening Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation ~~Opening Condemnation of right of way for utility purposes~~ is described as follows: Lots 1, 32, 33 and 66, all in Commercial Addition and Lot "B", Commercial Addition. Said addition is inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5) % per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

~~The vacation of the above described _____ shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.~~

All Streets, lots and lands affected by the above described vacation are situated in the northeast quarter of Section Nine and the northwest quarter of Section Ten, Township 30 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 19 DAY OF May 1969.

Fred L. Fuelle
Robert W. Dahman

Board of Public Works.

Attest:

Secretary Board of Public Works.

BOARD OF PUBLIC WORKS
RECEIVED
MAY 29 1969

OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE 2, INDIANA

53-171-11

B.O. 69-69

Date May 19, 1969

To City Engineer

Subject Dec. 1242-1969 McKinley Avenue

Prepare Assessment Roll of Benefits $1.00 and Damages $1.00.

Fred S. Ehrman
Robert W. Dahman
George F. Gable
BOARD OF PUBLIC WORKS

ic
encl. Res. & P. O. List

NOTED
☐ F.S.E.
☑ R.W.D.
☐ G.F.G.
Date

Signed

Reply:

May 26, 1969

Assessment roll of Benefits and Damages completed and attached.

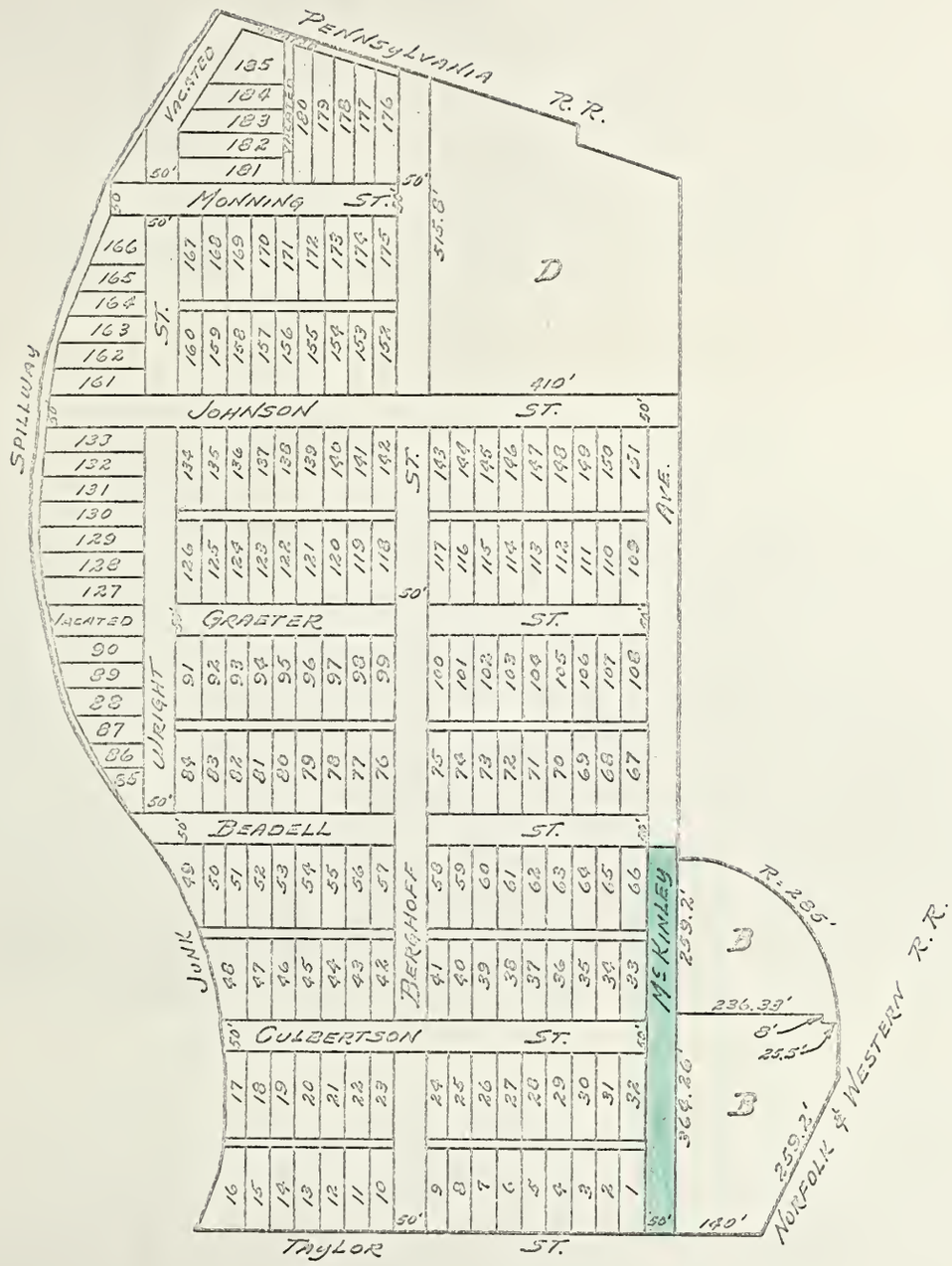
BOARD OF PUBLIC WORKS
RECEIVED
JUN 2 1969

Donald E. Bodeker
Donald E. Bodeker
Office Manager

DEB:lc
attachs.

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY




1242

Rolling Mill Map
Commercial Addition

N

SCALE: 1" = 300'

GRAETER STREET
VAC. DEC. RES. # 1197-66
VAC. DEC. RES. # 1194-66
VAC. DEC. RES. # 1191-66
VAC. DEC. RES. # 1198-66
VAC. DEC. RES. # 1201-66
VAC. DEC. RES. # 1196-66
VAC. DEC. RES. # 1193-66
BEADELL STREET
BERGHOFF ST.
McKINLEY AVE.
CULBERTSON ST.
TAYLOR ST.
ADDITION
1242
TY ENGINEERS OFFICE
FORT WAYNE INDIANA
88
N.E. 1/4 SEC. 9

WAIVER

The undersigned City of Fort Wayne, Department of Redevelopment, which except for the property owned by Joslyn Mfg. and Supply Co., is the owner of all of the property which may be injuriously or beneficially affected by the proposed vacation of a street described as follows, to wit:

McKinley Avenue from the south property line of Vacated Beadell Street to the north property line of Taylor Street.

which proposed vacation is set out in Declaratory Resolution No. 1242 - 1969 of the Board of Public Works of the City of Fort Wayne, Indiana, does hereby waive any and all rights it may have to receive notice of such resolution either by publication or otherwise, and does waive its right to a hearing on said resolution and its right to file or present in any any remonstrance against the action taken by said Board under said resolution; and it does agree that said Board may take such final action as it may deem appropriate on said resolution, either confirming, modifying or rescinding said resolution, and that such action so taken shall be final and conclusive upon said Department of Redevelopment.

Dated this 17th day of April, 1969.

CITY OF FORT WAYNE

DEPARTMENT OF REDEVELOPMENT

BY: Hassel Wolfe

Hassel Wolfe, Executive Director

1242

WAIVER

The undersigned Corporation, which, except for the property owned by the City of Fort Wayne, Department of Redevelopment, is the owner of all of the property which may be injuriously or beneficially affected by the proposed vacation of a street described as follows, to wit:

McKinley Avenue from the south property line of Vacated Beadell Street to the north property line of Taylor Street.

which proposed vacation is set out in Declaratory Resolution No. 1242 - 1969 of the Board of Public Works of the City of Fort Wayne, Indiana, does hereby waive any and all rights it may have to receive notice of such resolution either by publication or otherwise, and does waive its right to a hearing on said resolution and its right to file or present in any way any remonstrance against the action taken by said Board under said resolution; and it does agree that said Board may take such final action as it may deem appropriate on said resolution, either confirming, modifying or rescinding said resolution, and that such action so taken shall be final and conclusive upon said Corporation.

Dated this 17th day of April, 1969.

JOSLYN MFG. AND SUPPLY CO.

BY: R. J. Rae

Works Mgr.

ITS: _____

1242

DECLARATORY ~~Improvement~~ Resolution No. 1242-1969 For THE VACATION OF MCKINLEY AVENUE FROM THE SOUTH PROPERTY LINE OF VACATED BEADELL STREET TO THE NORTH PROPERTY LINE OF TAYLOR STREET.

| | OWNER'S NAME | ADDRESS | NUMBER OF LOT | NUMBER OF BLOCK | NUMBER OF O.L. | DESCRIPTION |
|---|---|---|---|---|---|---|
| 1 | CITY OF FORT WAYNE | 90 REDEVELOPMENT COMM. 425 S. CALHOUN ST. | 1 | | | COMMERCIAL ADD. |
| 2 | " " " " | " " " | 32 | | | " " |
| 3 | JOSLYN MFG. & SUPPLY CO. | 1701 MCKINLEY AVE | 33 | | | " " |
| 4 | " " " " " | " " " | 66 | | | " " |
| 5 | CITY OF FORT WAYNE | 90 REDEVELOPMENT COMM. 425 S. CALHOUN ST. | B - N.-259.2 OF S.-623.46 ON W. LINE. | | | " " |
| 6 | | | | | | |
| 7 | " " " " | " " " | B - S.-364.26' ON W. LINE | | | " " |
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1242